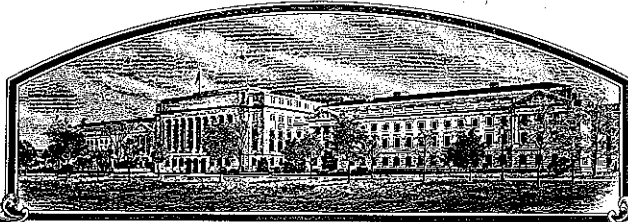


No.

9900306



THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Monsanto Company

Whereas, THERE HAS BEEN PRESENTED TO THE

Secretary of Agriculture

AN APPLICATION REQUESTING A CERTIFICATE OF PROTECTION FOR AN ALLEGED DISTINCT VARIETY OF SEXUALLY REPRODUCED, OR TUBER PROPAGATED, PLANT, THE NAME AND DESCRIPTION OF WHICH ARE CONTAINED IN THE APPLICATION AND EXHIBITS, A COPY OF WHICH IS HEREUNTO ANNEXED AND MADE A PART HEREOF, AND THE VARIOUS REQUIREMENTS OF LAW IN SUCH CASES MADE AND PROVIDED HAVE BEEN COMPLIED WITH, AND THE TITLE THERETO IS, FROM THE RECORDS OF THE PLANT VARIETY PROTECTION OFFICE, IN THE APPLICANT(S) INDICATED IN THE SAID COPY, AND WHEREAS, UPON DUE EXAMINATION MADE, THE SAID APPLICANT(S) IS (ARE) ADJUDGED TO BE ENTITLED TO A CERTIFICATE OF PLANT VARIETY PROTECTION UNDER THE LAW.

NOW, THEREFORE, THIS CERTIFICATE OF PLANT VARIETY PROTECTION IS TO GRANT UNTO THE SAID APPLICANT(S) AND THE SUCCESSORS, HEIRS OR ASSIGNS OF THE SAID APPLICANT(S) FOR THE TERM OF TWENTY YEARS FROM THE DATE OF THIS GRANT, SUBJECT TO THE PAYMENT OF THE REQUIRED FEES AND PERIODIC REPLENISHMENT OF VIABLE BASIC SEED OF THE VARIETY IN A PUBLIC REPOSITORY AS PROVIDED BY LAW, THE RIGHT TO EXCLUDE OTHERS FROM SELLING THE VARIETY, OR OFFERING IT FOR SALE, OR REPRODUCING IT, OR IMPORTING IT, OR EXPORTING IT, OR CONDITIONING IT FOR PROPAGATION, OR STOCKING IT FOR ANY OF THE ABOVE PURPOSE, OR USING IT IN PRODUCING A HYBRID OR DIFFERENT VARIETY THEREFROM, TO THE EXTENT PROVIDED BY THE PLANT VARIETY PROTECTION ACT. IN THE UNITED STATES SEED OF THIS VARIETY (1) SHALL BE SOLD BY VARIETY NAME ONLY AS A CERTIFIED SEED AND (2) SHALL CONFORM TO THE NUMBER OF GENERATIONS SPECIFIED BY THE OWNER OF THE SEED. (34 STAT. 1542, AS AMENDED, 7 U.S.C. 2321 ET SEQ.)

WHEAT, COMMON

'Kari'

In Testimony Whereof, I have hereunto set my hand and caused the seal of the Plant Variety Protection Office to be affixed at the City of Washington, D.C. this twenty-ninth day of February, in the year of our Lord two thousand.

Attest:

Ann Marie

Commissioner
Plant Variety Protection Office

John G. Hildner

Secretary of Agriculture



U.S. DEPARTMENT OF AGRICULTURE
AGRICULTURAL MARKETING SERVICE
SCIENCE DIVISION - PLANT VARIETY PROTECTION OFFICE

APPLICATION FOR PLANT VARIETY PROTECTION CERTIFICATE

(Instructions and information collection burden statement on reverse)

The following statements are made in accordance with the privacy Act of 1974 (5 U.S.C. 552a)

Application is required in order to determine if a plant variety protection certificate is to be issued (7 U.S.C. 2421) Information is held confidential until certificate is issued (7 U.S.C. 2426).

1. NAME OF APPLICANT(S) (as it is to appear on the Certificate) HybriTech U.S., a unit of Monsanto Company		2. TEMPORARY DESIGNATION OR EXPERIMENTAL NUMBER D91-1551	3. VARIETY NAME KARI
4. ADDRESS (Street and No. or R.F.D. No., City, State, and Zip Code) 5912 N. Meridian Street Wichita, Kansas 67204-1699		5. TELEPHONE (include area code) 316-755-1250	FOR OFFICIAL USE ONLY PVPO NUMBER 9900306
		6. FAX (include area code) 316-755-0072	P I L I N G DATE 5/27/99
7. GENUS AND SPECIES NAME Triticum durum	8. FAMILY NAME (Botanical) Gramineae		FILING AND EXAMINATION FEE 2450.00
9. CROP KIND NAME (common name) Hard Amber Durum Wheat			DATE 5-27-99
10. IF THE APPLICANT NAMED IS NOT A "PERSON", GIVE FORM OF ORGANIZATION (corporation, partnership, association, etc.) (common name) Corporation			CERTIFICATION FEE 500.00
11. IF INCORPORATED, GIVE STATE OF INCORPORATION Delaware		12. DATE OF INCORPORATION 1933	DATE 2/8/00
13. NAME AND ADDRESS OF APPLICANT REPRESENTATIVE(S), IF ANY, TO SERVE IN THIS APPLICATION AND RECEIVE ALL PAPERS Dr. Blaine Johnson, Program Director 806 N. Second Street PO Box 1320 Berthoud, Colorado 80513 Wichita wheat technology center Wichita KS 67204			14. TELEPHONE (include area code) 970-532-9840 316-755-7705
			15. FAX (include area code) 316-755-0072 970-532-2035
16. CHECK APPROPRIATE BOX FOR EACH ATTACHMENT SUBMITTED (follow instructions on reverse)			
a. <input checked="" type="checkbox"/> Exhibit A. Origin and Breeding History of the Variety			
b. <input checked="" type="checkbox"/> Exhibit B. Statement of Distinctness			
c. <input checked="" type="checkbox"/> Exhibit C. Objective Description of the Variety			
d. <input checked="" type="checkbox"/> Exhibit D. Additional Description of the Variety			
e. <input checked="" type="checkbox"/> Exhibit E. Statement of the Basis of the Applicant's Ownership			
f. <input checked="" type="checkbox"/> Voucher Sample (2,500 viable untreated seeds, or, for tuber propagated varieties verification that tissue culture will be deposited and maintained in a public repository)			
g. <input checked="" type="checkbox"/> Filing and Examination Fee (\$2,450), made payable to "Treasurer of the United States" (Mail to PVPO)			
17. DOES THE APPLICANT SPECIFY THAT SEED OF THIS VARIETY BE SOLD BY VARIETY NAME ONLY, AS A CLASS OF CERTIFIED SEED? (See Section 83(n) of the Plant Variety Protection Act)			
<input checked="" type="checkbox"/> YES (if "yes", answer items 18 and 19 below) <input type="checkbox"/> NO (if "no", go to item 20)			
18. DOES THE APPLICANT SPECIFY THAT SEED OF THIS VARIETY BE LIMITED AS TO NUMBER OF GENERATIONS? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO			
19. IF 'YES' TO ITEM 18, WHICH CLASSES OF PRODUCTION BEYOND BREEDERS SEED? <input checked="" type="checkbox"/> FOUNDATION <input checked="" type="checkbox"/> REGISTERED <input checked="" type="checkbox"/> CERTIFIED			
20. HAS THE VARIETY OR A HYBRID PRODUCED FROM THE VARIETY BEEN RELEASED, USED, OFFERED FOR SALE, OR MARKETED IN THE U.S. OR OTHER COUNTRIES? <input type="checkbox"/> YES (if "YES", give names of countries and dates) <input checked="" type="checkbox"/> NO			
21. The applicant(s) declare that a viable sample of basic seed of the variety will be furnished with the application and will be replenished upon request in accordance with such regulations as may be applicable, or for a tuber propagated variety a tissue culture will be deposited in a public repository and maintained for the duration of the certificate.			
The undersigned applicant(s) is(are) the owner(s) of this sexually reproduced or tuber plant variety, and believe(s) that the variety is new, distinct, uniform, and stable as required in Section 41, and is entitled to protection under the provisions of Section 42 of the Plant Variety Protection Act.			
Applicant(s) is(are) informed that false representation herein can jeopardize protection and result in penalties.			
SIGNATURE OF APPLICANT (Owner(s)) Blaine Johnson		SIGNATURE OF APPLICANT (Owner(s))	
NAME (Please print or type) Dr. Blaine Johnson		NAME (Please print or type)	
CAPACITY OR TITLE Program Director Technical Director U.S. Research	DATE 14 April 1999	CAPACITY OR TITLE	DATE

Exhibit A.

Origin and Breeding History of Kari

Kari originated from the cross "D8016/Vic" which was made in Berthoud, CO. during the spring crossing session of 1987. D8016 was an experimental durum wheat from North Dakota State University. It was intermediate in height and its pedigree was "D75149/Vic". Single heads were selected from the F2 population of this cross at Berthoud during the 1988 season. Selections were based on height and Leaf rust resistance. Single seed descent was used to advance these selections through the F3 and F4 generations in the Berthoud greenhouse during the fall and winter of 1988 and 1989. F5 headrows for these selections were planted at Casselton, North Dakota in 1989 where they were further screened for height, straw strength, foliar diseases, Leaf rust and Stem rust. Selected F5 headrows were individually bulk harvested. F6 increase plots were grown at Berthoud and observation rows were grown at Casselton, ND., Borup, MN. and Crookston, MN. in 1990. These lines were further screened on the previously mentioned traits as well as uniformity and quality. The experimental designation of D91-1551 was assigned to one of these lines for yield evaluation which began in 1991. D91-1551 was tested in AgriPro nurseries in the Red River Valley of North Dakota and Minnesota from 1991 to 1998. It was tested in the Uniform Regional Durum Nursery in 1996.

In 1994, 48 headrows were grown in Berthoud, Colorado. Forty-four headrows with uniform appearance were harvested and planted as an initial Breeders seed increase in 1995. In 1996, an additional two acre Breeders seed increase was grown in Berthoud, Colorado. In 1997, a 21 acre Foundation seed increase produced 2,350 pounds of Registered seed.

Kari has been uniform and stable since 1995. About 0.8% of the plants were rogued from the initial Breeder's Seed increase in 1995. Approximately 90% of the rogued variant plants were taller height durum wheat plants (5 to 15 cm.). Up to 1.0% variant plants may be encountered in subsequent generations.

9900306

Exhibit B.

Statement of Distinctness

Kari is most similar to the hard amber durum wheat 'Munich'. However, it can be easily distinguished by the following morphological characteristics:

- Kari has a blue green color at boot stage (Royal Horticultural Chart No. 122D Berthoud, Colorado 1997 and 1998). Munich has green plant color at boot (Plant Variety Protection Objective Description No. 9600153).
- Kari has an erect flag leaf at boot stage (Berthoud, Colorado 1997 and 1998). Munich has a recurved flag leaf at boot (Plant Variety Protection Objective Description #9600153).
- Kari has hairs present on the last rachis of the internode (Berthoud, Colorado 1997 and 1998). Munich does not have hairs on the last rachis of the internode (Plant Variety Protection Objective Description #9600153).
- Kari has a twisted flag leaf (Berthoud, Colorado 1997 and 1998). Munich's flag leaf is not twisted (Plant Variety Protection Objective Description #9600153).
- Kari has a long glume length (Berthoud, Colorado 1997 and 1998). Munich has a short glume length (Plant Variety Protection Objective Description #9600153).
- Kari has an apiculate shoulder shape on the glume (Berthoud, Colorado 1997 and 1998). Munich has an elevated shoulder on the glume (Plant Variety Protection Objective Description #9600153).

U.S. DEPARTMENT OF AGRICULTURE
 AGRICULTURAL MARKETING SERVICE
 SCIENCE DIVISION
 BELTSVILLE, MARYLAND 20705

EXHIBIT C
 (Wheat)

OBJECTIVE DESCRIPTION OF VARIETY

WHEAT (*Triticum* Spp.)

NAME OF APPLICANT(S)

HybriTech U.S., a unit of Monsanto Company

FOR OFFICIAL USE ONLY

PVPO NUMBER

ADDRESS (Street and No. or R.F.D. No., City, State, and Zip Code)

5912 N. Meridian Street
 Wichita, Kansas 67204-1699

NAME OR EXPERIMENTAL
 DESIGNATION

KARI

Place the appropriate number that describes the varietal character of this variety in the boxes below.

Place a zero in the first box when number is either 99 or less or 9 or less respectively. Data for quantitative plant characters should be based on a minimum of 100 plants. Comparative data should be determined from varieties entered in the same trial. Royal Horticultural Society or any recognized standard may be used to determine plant colors; designate system used.

Please answer all questions for your variety; lack of response may delay progress of your application.

1. KIND:

2

1=Common 2=Durum 3=Club 4=Other (specify) _____

2. VERNALIZATION:

1

1=Spring 2=Winter 3=Other (specify) _____

3. COLEOPTILE ANTHOCYANIN:

1

1=Absent 2=Present

4. JUVENILE PLANT GROWTH:

3

1=Prostrate 2=Semi-erect 3=Erect

5. PLANT COLOR (boot stage):

3

1 = Yellow-Green 2 = Green 3 = Blue-Green

6. FLAG LEAF (boot stage):

1

1 = Erect 2 = Recurved

2

1 = Not Twisted 2 = Twisted

7. EAR EMERGENCE:

0

0

Number of Days Earlier Than

*

0

5

Number of Days Later Than

Munich

*

8. ANTHOR COLOR:

2

1 = YELLOW 2 = PURPLE

9. PLANT HEIGHT (from soil to top of head, excluding awns):

0

4

cm Taller Than

Munich

*

0

0

cm Shorter Than

*

* Relative to a PVPO-Approved Commercial Variety Grown in the Same Trial

10. STEM:

A. ANTHOCYANIN

1 1= Absent 2=Present

B. WAXY BLOOM

2 1=Absent 2=Present

C. HAIRINESS (*last internode of rachis*)

2 1=Absent 2=Present

D. INTERNODE (*specify number*)

1 1=Hollow 2=Semi-solid 3=Solid

E. PEDUNCLE

1 1=Erect 2=Recurved

2 **0** cm Length

11. HEAD (*at Maturity*):

A. DENSITY

2 1=Lax 2=Middense 3= Dense

B. SHAPE

2 1 = Tapering 2= Strap 3 = Clavate 4 = Other (*specify*)

C. CURVATURE

2 1 = Erect 2 = Inclined 3 = Recurved

D. AWNEDNESS

4 1 = Awnless 2 = Apically Awnletted 3 = Awnletted 4 = Awned

12. GLUMES (*at Maturity*):

A. COLOR

1 1 = White 2 = Tan 3 = Other (*specify*)

B. SHOULDER

6 1 = Wanting 2 = Oblique 3 = Rounded 4 = Square 5 = Elevated 6 = Apiculate

C. BEAK

3 1 = Obtuse 2 = Acute 3 =Acuminate

D. LENGTH

3 1 = Short (ca. 7mm) 2 = Medium (ca. 8mm) 3 = Long (ca. 9mm)

E. WIDTH

2 1 = Narrow (ca. 3mm) 2 = Medium (ca. 3.5mm) 3 = Wide (ca. 4mm)

13. SEED:

A. SHAPE

3 1 = Ovate 2 = Oval 3 = Elliptical

B. CHEEK

2 1=Rounded 2=Angular

C. BRUSH

1 1=Short 2=Medium 3=Long

1 1 = Not Collared 2 = Collared

D. CREASE

2 1 = Width 60% or less of Kernel
2 = Width 80% or less of Kernel
3 = Width Nearly as Wide as Kernel

2 1 = Depth 20% or less of Kernel
2 = Depth 35% or less of Kernel
3 = Depth 50% or less of Kernel

13. SEED: (continued)

E. COLOR

☒ 2 1 = White 2 = Amber 3 = Red 4 = Other (*specify*) _____

F. TEXTURE

☒ 1 1=Hard 2=Soft

G. PHENOL REACTION (*see instructions*):

☒ 0 1 = Ivory 2 = Fawn 3 = Light Brown 4 = Dark Brown 5 = Black

14. DISEASE: (0=Not Tested; 1=Susceptible; 2=Resistant; 3=Intermediate; 4=Tolerant)

PLEASE INDICATE THE SPECIFIC RACE OR STRAIN TESTED

<input checked="" type="checkbox"/> 2 Stem Rust (<i>Puccinia graminis</i> f. sp. <i>tritici</i>) Field races	<input checked="" type="checkbox"/> 2 Leaf Rust (<i>Puccinia recondita</i> f. sp. <i>tritici</i>) Field races
<input checked="" type="checkbox"/> 0 Stripe Rust (<i>Puccinia striiformis</i>)	<input checked="" type="checkbox"/> 0 Loose Smut (<i>Ustilago tritici</i>)
<input checked="" type="checkbox"/> 0 Tan Spot (<i>Pyrenophora tritici-repentis</i>)	<input checked="" type="checkbox"/> 0 Flag Smut (<i>Urocystis agropyri</i>)
<input checked="" type="checkbox"/> 0 Halo Spot (<i>Selenophoma donacis</i>)	<input checked="" type="checkbox"/> 0 Common Bunt (<i>Tilletia tritici</i> or <i>T. laevis</i>)
<input checked="" type="checkbox"/> 0 <i>Septoria nodorum</i> (Glume Blotch)	<input checked="" type="checkbox"/> 0 Dwarf Bunt (<i>Tilletia controversa</i>)
<input checked="" type="checkbox"/> 0 <i>Septoria avenae</i> (Speckled Leaf Disease)	<input checked="" type="checkbox"/> 0 Karnal Bunt (<i>Tilletia indica</i>)
<input checked="" type="checkbox"/> 0 <i>Septoria tritici</i> (Speckled Leaf Blotch) Field races	<input checked="" type="checkbox"/> 0 Powdery Mildew (<i>Erysiphe graminis</i> f. sp. <i>tritici</i>) Field races
<input checked="" type="checkbox"/> 0 Scab (<i>Fusarium</i> spp.)	<input checked="" type="checkbox"/> 0 Snow Molds
<input checked="" type="checkbox"/> 0 Black Point (Kernel Smudge)	<input checked="" type="checkbox"/> 0 Common Root Rot (<i>Fusarium</i> , <i>Cochliobolus</i> and <i>Bipolaris</i> spp.)
<input checked="" type="checkbox"/> 0 Barley Yellow Dwarf Virus (BYDV)	<input checked="" type="checkbox"/> 0 Rhizoctonia Root Rot (<i>Rhizoctonia solani</i>)
<input checked="" type="checkbox"/> 0 Soilborne Mosaic Virus (SBMV) Field races	<input checked="" type="checkbox"/> 0 Black Chaff (<i>Xanthomonas campestris</i> pv. <i>translucens</i>)
<input checked="" type="checkbox"/> 0 Wheat Yellow (Spindle Streak) Mosaic Virus Field races	<input checked="" type="checkbox"/> 0 Bacterial Leaf Blight (<i>Pseudomonas syringae</i> pv. <i>syringae</i>)
<input checked="" type="checkbox"/> 0 Wheat Streak Mosaic Virus (WSMV) Field races	<input type="checkbox"/> Other (<i>specify</i>) _____
<input type="checkbox"/> Other (<i>specify</i>) _____	<input type="checkbox"/> Other (<i>specify</i>) _____
<input type="checkbox"/> Other (<i>specify</i>) _____	<input type="checkbox"/> Other (<i>specify</i>) _____
<input type="checkbox"/> Other (<i>specify</i>) _____	<input type="checkbox"/> Other (<i>specify</i>) _____

15. INSECT: (0=Not Tested; 1=Susceptible; 2=Resistant; 3=Intermediate; 4=Tolerant)

PLEASE SPECIFY BIOTYPE (where needed)

<input checked="" type="checkbox"/> 0	Hessian Fly (<i>Mayetiola destructor</i>)	<input type="checkbox"/>	Other (<i>specify</i>)
<input checked="" type="checkbox"/> 0	Stem Sawfly (<i>Cephus</i> spp.)	<input type="checkbox"/>	Other (<i>specify</i>)
<input checked="" type="checkbox"/> 0	Cereal Leaf Beetle (<i>Oulema melanopa</i>)	<input type="checkbox"/>	Other (<i>specify</i>)
<input checked="" type="checkbox"/> 0	Russian Aphid (<i>Diuraphis noxia</i>)	<input type="checkbox"/>	Other (<i>specify</i>)
<input checked="" type="checkbox"/> 0	Greenbug (<i>Schizaphis graminum</i>)	<input type="checkbox"/>	Other (<i>specify</i>)
<input checked="" type="checkbox"/> 0	Aphids		

16. ADDITIONAL INFORMATION ON ANY ITEM ABOVE, OR GENERAL COMMENTS:

Exhibit D.
Additional Description of Kari

Kari is an amber durum wheat bred and developed by Agripro Seeds, Inc. Kari is a intermediate height durum with medium maturity and very good staw strength. Kari offers excellent protection against Leaf and Stem rust.

Juvenile growth habit is erect. Plant color at boot stage is blue-green. Auricle anthocyanin and auricle hairs are present. Flag leaf at boot stage is erect and twisted. Waxy bloom is present on the head, stem and flag leaf sheath. Anther color is purple. Head shape is strap and awned. Glumes are glabrous, medium in width and long in length with apiculate shoulders and acuminate beaks. Seed shape is elliptical. Brush hairs are short in length. Seed crease depth is middeep and width is midwide. Seed cheeks are angular.

Kari is adapted to the non-scab wheat growing areas of Montana and North Dakota.

1996 URDN DATA - FIVE NORTH DAKOTA AND TWO MONTANA LOCATIONS*

VARIETY	YD BU/A	TW LBS/BU	TKW GMS	HT CM	HEAD. DAYS
KARI	58.4	60.7	39.5	81.5	59.1
RENVILLE	58.7	61.3	37.1	88.8	59.1
MUNICH	58.9	61.0	35.3	77.2	58.4
BEN	57.0	61.8	40.5	83.9	58.7
VIC	54.0	61.1	39.2	89.0	58.4
MONROE	52.5	61.0	39.8	85.0	56.2

*Carrington, Dickinson, Langdon, Minot and Casselton in North Dakota
Sidney and Bozeman in Montana

1996 URDN DATA - LEAF AND STEM RUST SEVERITY AND REACTION

VARIETY	LEAF RUST			STEM RUST		
	FARGO	CARR.	LANG.	FARGO	CARR.	LANG.
KARI	0	0	0	0	0	0
RENVILLE	0	tR	0	0	0	0
MUNICH	0	0	tMR	0	0	0
BEN	0	0	0	0	0	0
VIC	0	tR	0	0	0	0
MONROE	0	0	0	0	0	0
MINDUM				40S,5R	20-40S	40-50S

U.S. DEPARTMENT OF AGRICULTURE
AGRICULTURAL MARKETING SERVICE

The following statements are made in accordance with the Privacy Act of 1974 (5 U.S.C. 552a) and the Paperwork Reduction Act (PRA) of 1995.

EXHIBIT E
STATEMENT OF THE BASIS OF OWNERSHIP

Application is required in order to determine if a plant variety protection certificate is to be issued (7 U.S.C. 2421). Information is held confidential until certificate is issued (7 U.S.C. 2426).

1. NAME OF APPLICANT(S) MHL 2-8-2000 HybriTech U.S., a unit of Monsanto Company	2. TEMPORARY DESIGNATION OR EXPERIMENTAL NUMBER D91-1551	3. VARIETY NAME Kari
4. ADDRESS (Street and No., or R.F.D. No., City, State, and ZIP, and Country) 5912 N. Meridan Street Wichita, Kansas 67204-1699	5. TELEPHONE (include area code) 316-755-1250	6. FAX (include area code) 316-755-0072
7. PVPO NUMBER		

8. Does the applicant own all rights to the variety? Mark an "X" in appropriate block. If no, please explain. ☒ YES ☐ NO9. Is the applicant (individual or company) a U.S. national or U.S. based company?
If no, give name of country ☒ YES ☐ NO10. Is the applicant the original owner? ☐ YES ☒ NO If no, please answer one of the following:

a. If original rights to variety were owned by individual(s), is (are) the original owner(s) a U.S. national(s)?

☐ YES ☐ NO If no, give name of country

b. If original rights to variety were owned by a company(ies), is(are) the original owner(s) a U.S. based company?

☒ YES ☐ NO If no, give name of country

11. Additional explanation on ownership (if needed, use reverse for extra space):

*Please see following page.

PLEASE NOTE:

Plant variety protection can be afforded only to owners (not licensees) who meet one of the following criteria:

1. If the rights to the variety are owned by the original breeder, that person must be a U.S. national, national of a UPOV member country, or national of a country which affords similar protection to nationals of the U.S. for the same genus and species.
2. If the rights to the variety are owned by the company which employed the original breeder(s), the company must be U.S. based, owned by nationals of a UPOV member country, or owned by nationals of a country which affords similar protection to nationals of the U.S. for the same genus and species.
3. If the applicant is an owner who is not the original owner, both the original owner and the applicant must meet one of the above criteria.

The original breeder/owner may be the individual or company who directed final breeding. See Section 41(a)(2) of the Plant Variety Protection Act for definition.

According to the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 0581-0055. The time required to complete this information collection is estimated to average 10 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

The U.S. Department of Agriculture (USDA) prohibits discrimination in its programs on the basis of race, color, national origin, sex, religion, age, disability, political beliefs, and marital or familial status. (Not all prohibited bases apply to all programs). Persons with disabilities who require alternative means for communication of program information (braille, large print, audiotape, etc.) should contact USDA's TARGET Center at 202-720-2600 (voice and TDD).

To file a complaint, write the Secretary of Agriculture, U.S. Department of Agriculture, Washington, D.C. 20250, or call 1-800-245-6340 (voice) or (202) 720-1127 (TDD). USDA is an equal employment opportunity employer.

STD-470-E (07-97) (Destroy previous editions).

Electronic version designed using WordPerfect InForms by USDA-AMS-IMB.

Exhibit E.
Statement of the Basis of Applicant's Ownership

The variety for which Plant Variety Protection is hereby sought was developed by Joe Smith, an employee of Agripro Seeds, Inc. By agreement between employees and Agripro Seeds, Inc., all rights to any invention, discovery, or development made by the employee while employed by Agripro Seeds, Inc., were assigned to Agripro Seeds, Inc., with no rights of any kind pertaining to 'Kari' being retained by the employees.

By contractual agreement the variety 'Kari' was purchased from Agripro Seeds, Inc. in June of 1996 and is currently owned by HybriTech Seed International, Inc.

↓
Monsanto Company
Successor to
HybriTech
AAA 01 mar 2000
per letter